HM Land Registry Restriction – consent or certificate

Insert HM Land Registry title number 1



IMPORTANT - PLEASE READ

- Use Form RXC as part of an application to register a disposition. It is not a standalone application form.
- You can use the form in all situations where a restriction on the register requires a consent or a certificate to be provided this includes a certificate to comply with a Form LL restriction.
- For guidance as to how to use the form in respect of Form LL restrictions, please see <u>Practice</u> <u>Guide 19</u>.
- You cannot use a single RXC form to provide consents or certificates in respect of multiple titles.

Any parts of the form that are not typed should be completed in black ink and in block capitals.

If you need more room than is provided for in a panel, and your software allows, you can expand any panel in the form. Alternatively use continuation sheet CS and attach it to this form.

HM Land Registry is unable to give legal advice, but you can find guidance on HM Land Registry applications (including our practice guides for conveyancers) at www.gov.uk/land-registry. You may find it useful to refer to Practice Guide 19, which addresses compliance with restrictions.

For information on how HM Land Registry processes your personal information, see our <u>Personal Information</u> <u>Charter</u>.

Title number:

and the address of the property affected by the restriction.					
		Prope	rty:		
Each restriction will usually start with a date in brackets. This is the date the restriction was added to the register. Each restriction will also be numbered. Insert the date shown in brackets, if one appears, and the entry number. An official copy of the register contains an edition date. Insert this date or, if you access the register via Register View in My Portal, insert the date you are given as the date of the register showing the entries subsisting.	2	The restriction:			
		(i)	was registered on		
			and		
		(ii)	is at entry number	in the	
			B (Proprietorship) Regis	ster	C (Charges) Register
			on		gister edition date OR wn in 'Register View')
	OR (where the restriction is not yet registered)				
			Is contained in the follow registration:	wing docum	ent submitted for
			Document:		
			Date:		

Place 'X' in the box(es) that apply. You must complete this panel fully and accurately with the details of the individual(s) signing panel 4 or 5

See rule 217A Land Registration Rules 2003 for the definition of conveyancer.

An individual is "personally named" when their own name (as opposed to, for example, their employer's name) appears in the restriction.

"Acting on behalf of someone else" includes a conveyancer representing a restrictioner, an employee or agent of a corporation, or an attorney of an individual or corporation.

You will need to provide further evidence of your authority to provide the consent or certificate with this form if this is not otherwise clear.

Examples of appropriate evidence may include a power of attorney or grant of probate.

An employee of a conveyancer can only give a certificate for a form LL restriction if the employee is an individually regulated conveyancer. Please see Practice Guide 19.

Only certain individuals can give a consent or certificate on behalf of a corporation – see rule 91B of the Land Registration Rules 2003.

Where a Right to Manage Company has been appointed please see <u>Practice Guide 27</u>.

If one or more individuals are the registered proprietors of the title referred to in the restriction, insert "Registered Proprietor(s) of title..." under "Status".

If the registered proprietor of the title is a company, provide details of the position of the individual(s) within the company who are giving the consent or certificate under "Status".

If a consent or certificate is given by an employee or agent of a company, please provide the postal address of the company or agent and the work e-mail address of the person giving the consent or certificate under "Address".

If you are **personally named** in the restriction, tick the first box in Part A. There is no need to complete Part B.

If your **status** is **described** in **the restriction**, but you are not personally named (for example the restriction requires a consent or certificate from 'a conveyancer' or 'the registered proprietor' of a specific title without naming them), tick the first box in part A and complete part B.

If you are acting **on behalf** of someone else (for example as their conveyancer, or as an employee or agent) tick the second box in Part A, select **one** of the three options and complete Part B.

Part A - Choose one of the following two statements:

EITHER

I confirm that I am/we are described in the restriction as being able to give the consent or certificate.

OR

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I can consent or give the required certificate on behalf of

(insert details) because:

Choose **one** of the following three options:

I am an individually regulated conveyancer acting on their behalf

I am signing this form in my own name I have provided my details in Part B.

I am employed by the regulated conveyancer acting on their behalf

I am signing this form and acting on behalf of my employer I have provided my details in Part B.

Select the option below if you are an agent, attorney or an employee of a corporation.

My status (described in Part B), and/or the additional evidence I have lodged, establishes that I am duly authorised to sign this form on their behalf in my own name.

<u>Part B – Provide details of the individual signing the consent or certificate:</u>

Name:

Status:

(e.g. authorised employee / officer of a company, solicitor, paralegal, agent, attorney etc.)

Address:

Roll Number and Approved Regulator details (if applicable):

You must now complete either:

Date:

- panel 4 if the restriction requires a consent; or
- panel 5 if the restriction requires a certificate

Insert details of all dispositions the consent relates to which accompany this application – for example, transfer, lease, grant or release of easements, legal charge or mortgage. You may wish to specify the date of the disposition and the parties, for example "transfer dated [insert] made between [insert]".

If you are providing a bulk consent in respect of a developing estate, you may wish to identify the specific plot numbers the consent applies to, for example "Transfer of plots 1-7 Bluebell Green."

Continuation sheet CS can be used if more than two persons are providing the consent.

I/We consent to the following disposition(s) and to their registration:
1.
2.
3.
Signature:
(of individual or firm, as applicable)
Name of individual signing:
Date:
Signature:
(of individual or firm, as applicable)
Name of individual signing:

Insert details of all dispositions the certificate relates to which accompany this application – for example, transfer, lease, grant or release of easements, legal charge or mortgage. You may wish to specify the date of the disposition and the parties, for example "transfer dated [insert] made between [insert]".

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If you are providing a bulk certificate in respect of a developing estate, you may wish to identify the specific plot numbers the certificate applies to, for example "Transfer of plots 1-7 Bluebell Green."

If you are sending form RXC to a third party to sign, you may prefer to select option C and set out the wording of the certificate required in full. The certificate must never be qualified.

When providing a certificate OE1 or OE2 to comply with a restriction entered under the provisions of Schedule 4A of the Land Registration Act 2002, you must select Option C and insert the full wording of the certificate.

If the wording of the certificate allows you to certify that specific provisions have been complied with or that they do not apply to a particular disposition, you do not have to specify which alternative applies.

The details given as to the individual signing panel 5 must match those given in part B of panel 3.

A certificate to comply with a Form LL restriction must be signed in wet ink in the name of an individual conveyancer.

Please see <u>Practice Guide 19</u> for further information on complying with Form LL restrictions.

Continuation sheet CS can be used if more than two persons are providing the certificate.

1. 2. 3. Select either Option A, Option B or Option C below and add your signature where indicated to provide the certificate required by the restriction. A	This certificate relates to the following disposition(s):				
Select either Option A, Option B or Option C below and add your signature where indicated to provide the certificate required by the restriction. A	1.				
Select either Option A, Option B or Option C below and add your signature where indicated to provide the certificate required by the restriction. A	2.				
your signature where indicated to provide the certificate required by the restriction. A	3.				
2 of this form. By selecting this Option A and signing this form, I am/ we are providing the certificate required by that restriction. (Do not use this option for a Form LL restriction). OR – if you are a conveyancer giving a certificate to comply with a Form LL restriction B	your signature where indicated to provide the certificate				
with a Form LL restriction B	2 of this form. By selecting this Option A and signing this form, I am/ we are providing the certificate required by that restriction. (Do not use this option for a Form LL				
document submitted for registration as disponor is the same person as the proprietor (individual conveyancer to sign below IN WET INK). OR – choose the following option if you prefer to set out the terms of the certificate required by the restriction. C □ The certificate that I/we give, as required by the terms of the restriction is as follows: Signature: (of individual or firm, as applicable) Name of individual signing: Date: Signature:					
terms of the certificate required by the restriction. C	document submitted for registration as disponor is the same person as the proprietor (individual conveyancer to sign				
Signature: (of individual or firm, as applicable) Name of individual signing: Date: Signature:					
(of individual or firm, as applicable) Name of individual signing: Date: Signature:					
(of individual or firm, as applicable) Name of individual signing: Date: Signature:					
Date: Signature:					
Signature:	Name of individual signing:				
	Date:				
Name of individual signing:	Name of individual signing:				
Date:	Date:				

WARNING

If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Failure to complete this form with proper care may result in a loss of protection under the Land Registration Act 2002 if, as a result, a mistake is made in the register.

Under section 66 of the Land Registration Act 2002 most documents (including this form) kept by the registrar relating to an application to the registrar or referred to in the register are open to public inspection and copying. If you believe a document contains prejudicial information, you may apply for that part of the document to be made exempt using Form EX1, under rule 136 of the Land Registration Rules 2003.